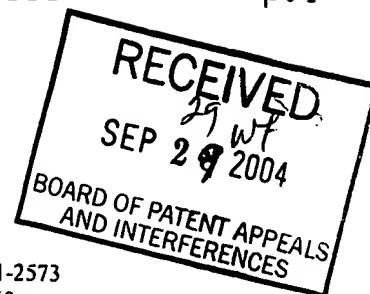


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Date: September 29, 2004	Phone Number	Fax Number
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From: Kevin J. Zilka		

Docket Number: NAI1P157/00.091.01

Application Number: 09/678,010

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Practitioner's Docket No. NAI1P157/00.091.01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lucas et al.

Application No.: 09/678,010

Group No.: 2131

Filed: 10/3/2000

Examiner: Chen, Shin Hon

For: PROVIDING BREAK POINTS IN VIRUS SCANNING OPERATION

Mail Stop Appeal Briefs – Patents

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

1. Transmitted herewith is the APPEAL BRIEF in this application, with respect to the Notice of Appeal filed on September 27, 2004.

2. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

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37 C.F.R. § 1.8(a)

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9/29/2004

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* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

3. FEE FOR FILING APPEAL BRIEF

Pursuant to 37 C.F.R. § 1.17(c), the fee for filing the Appeal Brief is:

other than a small entity \$330.00

Appeal Brief fee due \$330.00

4. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

5. TOTAL FEE DUE

The total fee due is:

Appeal brief fee \$330.00
Extension fee (if any) \$0.00

TOTAL FEE DUE \$330.00

6. PAYMENT OF FEES

The commissioner is authorized to charge deposit account 50-1351 (NAIIP157) in the amount of \$330.00. A duplicate of this transmittal is attached.

7. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAIIP157).

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Signature of Practitioner

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